HON'BLE THE CHIEF JUSTICE SRI G.S. SINGHVI
AND
HON'BLE SRI JUSTICE C.V. NAGARJUNA REDDY

Writ Petition No. 6835 of 2007

Between:

Brijgopal Jaju & another

... Petitioners

And

The Commissioner of Customs & Central Excise,
Hyderabad & others

... Respondents

:: O R D E R ::

Counsel for the petitioner : Shri Bankatlal Mandhani

Counsel for respondent Nos.1 to 3 : Shri A. Rajashekar Reddy
Counsel for respondent No.4 : Government Pleader for Revenue

July 30, 2007

Per G.S. Singhvi, CJ

In this petition, the petitioner has prayed for issue of a mandamus to respondent Nos. 1 to 3 to return earnest money deposit of Rs.26,25,000/- deposited by the petitioners as successful bidders in the auction conducted for sale of M/s Moghul Textiles situated in Survey No.178 of Gaganpahad Village, Ranga Reddy District.

In the counter affidavit filed on behalf of respondent Nos. 1 and 2, it has been averred that the earnest money deposit has been returned to the petitioners.

In view of the above development, the writ petition is disposed of as infructuous. However, it is made clear that if the petitioners want to

take benefit of the observations contained in the Court's order dated 25.06.2007, then they shall be free to avail appropriate legal remedy.

As a sequel to disposal of the writ petition as infructuous, W.P.M.P.No. 8729 of 2007 filed by the petitioners for interim relief is also disposed of as infructuous.

G.S. SINGHVI, CJ

C.V. NAGARJUNA REDDY, J

July 30, 2007
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